

Official Proceedings

February 3, 2009

8:00 am

Chairman Duane Wolf called the meeting of the Stark County Board of Commissioners to order. All members present.

Chairman Wolf asked for any additions or deletions to the agenda. Comm. Hoff added road agreement with GTL. Chairman Wolf added boiler bid for the New England prison, state audit and 19th Hole liquor license. Comm. Elkin moved to accept the agenda. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Zander moved to approve the minutes from the January 6, 2009, meeting as presented. Comm. Hoff seconded. All voted Aye and the motion carried.

Comm. Zander moved to approve the accounts payable and supplement as presented. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

General: Payroll: \$129,751.35; Jay Elkin: \$25.00; Russ Hoff: \$25.00; Ken Zander: \$25.00; Linda L. Gingery: \$236.00; Medcenter One Q & R Clinic: \$646.50; Tom Henning: \$179.50; West Payment Center: \$509.62; Dakota Water Treatment: \$39.00; Midwest Business Machines: \$1,050.00; SBM Inc: \$933.44; Walmart: \$404.84; Xerox Corporation: \$1,410.73; Tooz Construction: \$378.00; B & M Security Inc: \$16.50; Border States Electric: \$22.90; Braun Distributing: \$1,042.80; Fix It Shop: \$24.99; Jerome Distributing: \$335.65; Newby's Ace Hardware: \$42.08; Quality Xterminators: \$150.00; R J Distributing: \$65.00; Runnings Supply: \$17.98; City of Dickinson: \$7,731.07; MDU: \$4,389.70; Roughrider Electric: \$275.00; NDPers: \$13,940.31; Hann Law PLLC: \$45.00; Hardy Maus & Nordsven: \$681.00; Kropp Law Office: \$150.00; Sandness Law Office: \$75.00; Farmers Union Oil of Bis/Man: \$1,395.17; Tesoro Fleet Service: \$1,074.87; Visa: \$539.03; State Treasurer: \$10,000.00; Gary's Painting: \$160.00; Alltel: \$733.31; Consolidated: \$515.64; Qwest: \$487.00; Custom Design: \$40.00; Dakota Rubber Stamp: \$10.95; NDACO: \$38.00; Dickinson Area Chamber of Commerce: \$180.00; Dickinson Parks & Rec: \$56.16; Chad's Automotive: \$43.16; DJ's Tesoro: \$46.44; Best Western Doublewood Inn: \$110.00; FBINAA Northwest Chapter: \$75.00; Mid-States Organized Crime Info: \$150.00; Great Plains Clinic: \$24.00; Practice Support: \$12.00; Law Enforcement Systems Inc: \$89.00; ND State Radio Communications: \$525.00; Superior Cleaners: \$19.00; Wanner Western Wear: \$10.00; Farmers Union Oil of Richardton: \$195.11; Kohler Communications: \$219.08; O'Reilly Auto Parts: \$2.99; Sax Motor Co: \$99.71; T-Rex Conoco Inc: \$270.14; Farmers Union of Richardton: \$480.21; Todd Weiler: \$60.00; SW Wireless: \$125.00; American Bank Center: \$585.87; NDEMA: \$50.00; East End Auto Service: \$96.00; Belfield Ambulance Service: \$5,000.00; Dickinson Ambulance: \$10,000.00; Richardton-Taylor Ambulance Service: \$5,000.00; SW District Health: \$558.75; Dickinson Airport: \$15,000.00; Dickinson Press: \$18.75;

10 Mill: Kadrmas Lee & Jackson: \$5,820.00;

County Road: Kadrmas Lee & Jackson: \$89.49; MGM Rural Sanitation: \$186.00; Alltel: \$86.96; City of Belfield: \$12.85; City of Dickinson: \$60.99; City of Richardton: \$54.90; Consolidated: \$35.11; MDU: \$2,530.98; Roughrider Electric: \$1,458.00; Southwest Water Authority: \$42.20; Qwest: \$54.63; Arc Aid Thrift Store: \$10.80; Belfield Automotive Supply: \$29.08; Benco Equipment: \$382.17; Butler Machinery: \$2,702.02; Carquest Auto Parts: \$62.54; Dickinson Supply: \$24.29; Jerome Distributing: \$173.45; Newby's Ace Hardware: \$85.96; Prairie Auto Parts: \$165.28; Quality Xterminators: \$40.00; Runnings Supply: \$82.14; Western Fire & Safety: \$146.53; Walmart Community: \$93.65; Beall Corporation: \$577.50; Jay R's Auto Body: \$280.00; Kohler Communications: \$6.15; Midwest Auto Glass: \$553.95; Nelson International: \$129.38; Performance Truck Center: \$220.64; Pump Systems Inc: \$259.95; Schmidt Repair Inc: \$262.28; Basin Hydraulic: \$14.60; General Steel: \$12.62; JP Steel & Supply: \$20.00; Light and Siren: \$379.90; PowerPlan-RDO: \$2,909.86; GA Sadowsky & Son: \$1,164.02; Missouri Valley Petroleum: \$1,324.86; Southwest Grain: \$17,972.28; West Dakota Oil: \$62.69; Dakota Farm Equipment: \$670.08; Dakota Filter Supply: \$307.35; Div of Alamo Sales: \$660.59; Fastenal: \$9.43; George's Tire Shop: \$30.00; JP Steel & Supply: \$60.00; Miller Machine & Supply: \$15.00; Precision Machine: \$25.00; Queen City Upholstery: \$199.45; Rummel Auto Wrecking: \$39.60; West Plains Inc: \$30.99; Winter Equipment: \$2,683.89; Fisher Sand & Gravel: \$10,991.60; Northern Improvement: \$1,425.09; Lyle Signs Inc: \$91.51; Berger's Mobile Home Transport: \$260.00; NDACE: \$125.00; Payroll: \$172.08; ND Dept of Transportation: \$5,790.64;

Highway Tax Distribution: Payroll: \$63,191.64; NDPers: \$13,007.25;

Social Welfare: Payroll: \$163,097.13; ND Dept of Human Services: \$1,576.74; NDPers: \$33,785.04; Social Services: \$12,809.25;

County Poor: ND Dept of Human Services: \$26,128.48;

IT – Computer/Updates: NDACO Resources: \$10,550.00; Payroll: \$4,410.00; NDPers: \$1,015.38; American Bank Center: \$321.73; Alltel: \$21.74; Consolidated: \$165.31; CDW Government Inc: \$9,167.43; Hewlett-Packard: \$1,418.00; SBM Inc: \$1,197.98; Information Technology Dept: \$1,176.95; Vanguard Appraisals: \$14,509.00; PCSINET: \$259.98;

Fair Board: Stark County Fair Board: \$10,980.15;

County Jail: SWMCCC: \$36,376.18; St Joseph's Hospital: \$178.00;

Insurance: American Insurance Center: \$83,782.00;

Comp Health: Blue Cross Blue Shield: \$144.80; NDPers: \$16,291.55;

VSO Fund: Payroll: \$5,784.26;

Social Security: American Bank Center: \$25,787.55;

Advertising: Dickinson Press: \$362.25; Belfield Veterans Memorial: \$1,500.00; SW Community Service & Restitution: \$6,500.00; Stark County Historical Society: \$5,000.00;

County Agent: Payroll: \$3,625.10; NDPers: \$330.61; Kurt Froelich: \$95.00; Sharon Kickert-Gerbig: \$34.48; Consolidated: \$152.36; Bottom Line: \$39.00; SBM Inc: \$277.61; University of California: \$28.00; Walmart: \$73.34; Pitney Bowes: \$285.00; Sheila Steiner: \$143.65; Debra Theurer: \$100.00;

Weed Control: Payroll: \$4,552.53; NDPers: \$642.16; Alltel: \$21.74; Parkway Ford Sales: \$13,650.00; ND Dept of Transportation: \$10.00; Runnings Supply: \$49.99; American Bank Center: \$130.05; NDPers: \$367.26;

9-1-1: Payroll: \$6,004.51; NDPers: \$1,531.53; American Bank Center: \$426.17; City of Dickinson: \$6,842.91; Comfort Inn: \$55.00; Qwest: \$1,609.60; Consolidated: \$601.00; Reservation Telephone: \$80.00; NDACO: \$9,533.28; SBM Inc: \$15.64;

Adult Education: Paul Berg: \$502.60; Carnivore Catering: \$179.33; Cole Papers Inc: \$122.27; Ashley Lepper: \$37.00; Meduna Brothers: \$7.00; NDSU Ext Pesticide Dept: \$799.00; Ag Communications: \$290.00; NDSU Meats Labor Dept: \$305.92; Newby's Ace Hardware: \$4.49; SBM Inc: \$39.90; Walmart: \$14.28;

Asset Forfeiture: Stark County Assoc of Deputies: \$300.00;

Domestic Violence: State Treasurer: \$350.00;

Homeland Security Grant: St. Joseph's Hospital: \$15,753.99;

Game & Fish: Walmart: \$80.00;

Security/Transfer DJS Reimb: Farmers Union Oil of Bis/Man: \$152.44;

SW Victim Witness Program: SBM Inc: \$27.59; Alltel: \$115.20; Consolidated: \$1.05; Payroll: \$3,489.96; American Bank Center: \$256.66; NDPers: \$572.96;

Domestic Violence Rape Crisis Center: Domestic Violence: \$598.00;

Preservation Fee: Cass County Treasurer: \$371.00;

State Reimbursements: Darrell Brackel: \$230.00; Tom Grosz: \$25.00;

Siren Contingency: Denny's Electric: \$179.29;

Other Reimbursements: Denise M Andahl: \$972.00; Midwest Auto Glass: \$26.20; Powerplan-RDO: \$750.50; Consolidated: \$178.25; Visa: \$55.00;

Judgment Execution: Craig Sadowsky: \$614.80; Stark County Sheriff's Dept: \$292.50; Jay Wanner: \$400.00; Shawn Solberg: \$910.00;

911 Equipment: Electronic Communications: \$18,900.00; Alltel: \$102.83;

Comm. Zander moved to set the 2009 commission meeting dates as March 5, April 7, May 5, June 2, July 7, August 4, September 1, September 15, October 6, November 3, December 1, and December 29. Comm. Hoff seconded. Roll call vote.

Gary Kostelecky, Emergency Management, presented a Snow Declaration to qualify for federal assistance for counties requesting reimbursement for expenses related to snow removal. Todd Miller, Road Foreman reported that during the last five years during the month of January, Stark County had an average snow removal expense of \$7,000.00, and for the month of January 2009 we had expenses of \$135,000.00. If Stark County would qualify for assistance we could get back 50% of the \$135,000.00. Comm. Zander moved to authorize the Chairman sign the Snow Declaration. Comm. Kuntz seconded. All voted Aye and the motion carried.

Gary Kostelecky reported they are looking into purchasing the Dickinson Public Library's old bookmobile for \$4,500.00 to be used as a communication center for county, city and emergency management use. Discussion was held. It was the consensus of the Board to have Gary gather more information before a decision is made.

Randy Jilek, representing a sub-division east of Dickinson, inquired if Stark County would be interested in taking care of the road in the sub-division which is currently being maintained by the homeowners. Chairman Wolf suggested the sub-division policy needs to be reviewed before any decision can be made, and appointed Comm. Hoff, Comm. Kuntz and Al Heiser, Road Superintendent, to serve on a committee with Gene Jackson to review our policy.

Sheriff Tuhy gave an update on South Sakakawea Narcotics Task Force. Sheriff Tuhy also reported that since the last meeting out of state travel to Iowa came up for one officer at no cost to the county, and he notified Comm. Kuntz and Auditor Schulz.

Tim Kelly, Kadrmas, Lee & Jackson, gave the engineers report and update on road projects.

Al Heiser, Road Superintendent, gave an update on road crew activities and suggested reviewing Burleigh County's sub-division policy to draft our revised policy.

Chairman Wolf reported that six boilers at the New England Women's prison were offered for sale by bid process. A bid for \$2,000 was received. Comm. Hoff moved to

reject bid on boilers. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Elkin moved to reappoint Bob Maeyaert, Vaune Cripe, Joe Frenzel and Bob Zent to the Stark County Jobs Development Authority. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Zander moved to accept the 2007 state audit report. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented a road agreement with GTL Energy for review.

Comm. Zander moved to approve the application for liquor license at the 19th Hole to Barry & Annette Donnan. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Diane Brines, Tax Director, opened the 2008 Assessment-Abatement Hearings.

Chad & Dan Obrigewitch reported they purchased their shop in November 2008 from their uncle, and presented an appraisal reflecting an \$80,000.00 value. Stark County's 2008 county assessment is at \$123,200.00. Comm. Kuntz moved to use the assessment set by the county assessor. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Elmer Dukart requested a reduction on his 2008 assessment and questioned if property values go down in Stark County will his value go down. Diane reported she is watching sales closely and recommended keeping the 2008 assessment as set. Comm. Elkin moved to accept the recommendation of the county assessor. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Larry Thompson reported he was unable to meet with Vanguard Appraisals and feels that if his property is worth the 2008 assessment to write the check. Diane recommended keeping the 2008 assessment as set. Comm. Hoff moved to accept the county assessor's recommendation. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Ed Krank requested a reappraisal, since Vanguard appraisers did not have entry to his property. Diane recommended keeping the 2008 assessment as set. Comm. Kuntz moved to accept the county assessor's recommendation. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried. Diane agreed to do a reappraisal for 2009.

Paul Fitterer reported since purchasing his home in 2000 his taxes have tripled, he would like to have his valuation reduced. Diane reported she is familiar with the property and it is one of those properties they never got to reassess in earlier years, and recommended keeping the 2008 assessment as set. Comm. Hoff moved to accept the county assessor's

recommendation. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Edwin Praus requested the value on his property be reduced from \$235,200.00 to \$160,000.00. Diane reported that Vanguard did give a 20% allowance for economic location and the assessment is in line with other commercial property in the area, therefore she recommended keeping the 2008 assessment as set. Comm. Kuntz moved to accept the county assessor's recommendation. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Dean Kubas asked for the valuation on the 7 parcels he owns be reduced and was concerned that his real estate taxes increased from \$5,000.00 to \$10,000.00 in one year. Diane reported she has sales to support the values on his residential and other properties to recommend keeping the 2008 assessment as set. Comm. Zander moved to accept the county assessor's recommendation. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Mark Baumann expressed his concern that the value on his land increased from \$1,800.00 to \$29,000.00 in one year. Diane reported she has sales in the area and throughout Stark County to support the 2008 assessment and recommended keeping the assessment as set. Comm. Elkin moved to accept the county assessor's recommendation. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried

Comm. Elkin moved to accept the county assessor's recommendation to cover any appointments for abatement hearing with no appearances. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

The following **Miscellaneous Receipts** were filed: General: \$129,091.44; 10 Mill: \$6,078.50; County Road: \$25,612.21; Highway Tax Distribution: \$135,073.24; Special Road & Bridge: \$3,121.39; Social Services: \$76,906.50; County Poor: \$44,082.81; IT-Computer/Updates: \$253.60; Capital Improvement: \$15,149.19; County Park: \$876.18; County Jail: \$8,487.99; Insurance: \$2,683.30; Comp Health: \$4,161.86; VSO: \$1,369.03; Social Security: \$9,249.27; Advertising: \$492.85; County Agent: \$2,489.73; Weed Control: \$3,197.51; 911 Revenue: \$21,607.11; Adult Education: \$737.00; Fingerprint Station: \$136.00; Domestic Violence: \$280.00; Traf Safety Grant: \$509.78; Estimate Tax: \$2,763.26; Game and Fish: \$2,852.00; Security/Transfer DJS Reimb: \$152.44; SW Victim Witness Program: \$6,139.89; Protest Fund: \$2,553.21; Domestic Violence Rape Crisis Center: \$598.00; Preservation Fee: \$1,590.00; Other Reimbursements: \$1,014.83; Judgment Execution Revenue: \$2,217.30; 911 Equipment: \$7,202.34;

Comm. Elkin moved to adjourn. Comm. Hoff seconded.

Alice Schulz, Auditor

Duane A. Wolf, Chairman